

CBSC STAFF REPORT
2004 Annual Cycle Monograph Item 22

PROPOSING STATE AGENCY:

Office of the State Fire Marshal (SFM 04/04)

APPLICATION AFFECTED:

Asylums; jails; hospitals; mental hospitals; homes for the elderly; children's nurseries; children's homes or institutions, schools, or any similar occupancies of any capacity; assembly occupancies for 50 or more persons; motion picture or television production facilities; homes or institutions for the housing of any person of any age for protective social care and supervision.

SUBJECT:

Part 9, 2001 California Fire Code, Articles 1, 10, and 91, California Code of Regulations including amendments for:

- Implementation of changes to Article 1 administrative provisions to clarify SFM's vesting authority and to be consistent with Part 2, Vol. 1, Chapter 1 requirements.
- Clarifying and making more specific fire-resistive substitutions for schools that are provided with an approved fire sprinkler system are allowed such fire-resistive construction trade-offs.
- Incorporating interconnected smoke detectors with fire alarms and automatic sprinkler systems for nurses' stations in corridors and to allow for protection in existing facilities, necessary for nursing operations within nurses' stations.
- Identifying the occupant threshold for requiring an automatic fire sprinkler system in a Group E, Division 3 Occupancy that is used for adult day care purposes.
- Updating of Recognized and National Standards in Article 91 to the latest editions, and to be consistent with updates proposed for Part 2.

FINDINGS:

CBSC Code Advisory Committee Comments/Recommendations

CBSC's Building, Fire, and Other Code Advisory Committee (BFO CAC), recommended as follows:

- Sub-items 22-2 and 22-3: Further study for amendments related to adult day care, because public testimony from stakeholders interested in adult day programs and present at the CAC meeting indicated that those groups were given insufficient notice by SFM. SFM concurred with further study.
- Sub-item 22-7: Further study for provisions for automatic smoke detectors in schools due to vague language. SFM concurred with further study.
- Further study for sub-item 22-10, because references in §9101.1.2 are to standards submitted in SFM's Item 24 for Part 12 that BFO CAC recommends for further study. SFM disagrees with further study.
- Approved as submitted/resubmitted for sub-items 22-1, 22-4, 22-6, 22-8, 22-9, 22-11, and 22-12.

(See pages 4-3 through 4-24 of the May, 2005 Code Change Monograph, Volume IV.)

Public Comment

No comments received

Staff Findings:

SFM's submittal appears to be compliant with Administrative Procedure Act and Building Standards Law. (See Updated Informative Digest and Final Statement of Reasons, which follows this report.)

COMMISSION ACTION:

For efficiency, staff recommends that the commission act on uncontested sub-items in one motion, and act on the remaining sub-items individually. The commission may wish to consider together as regulations related to Sub-item 22-10: Sub-item 8-24, SFM's amendments to referenced standards in Part 2, and referenced standards being proposed for Part 12.

The Commission may take any one of the following actions on these sub-items, then act on Item 22 as a whole:

- ❖ **Approve**
- ❖ **Disapprove**
- ❖ **Approve as Amend**
- ❖ **Further Study**